

TOMBSTONE EPITAPH.

REPPY & PECK, Publishers.

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OFFICIAL PAPER OF COCHISE COUNTY

Governor Sulick, in his correspondence with Gen. Howard, undoubtedly had the best of the argument. Besides, the Governor has shown a very proper spirit in the matter.

They do beat thunder, these folks back East. The Mayor of Argonia, Kansas, has given birth to a boy, and a man in Minnesota has eloped with his mother-in-law. The Mayor, however, is a woman.

It remained for a Tombstone Justice of the Peace to point out the unconstitutionality of the quarantine law, and his reasonings are pretty generally considered to be sound. For logic and legal lore, we will match our Justice against nine-tenths of the Judges (with a J) who are sent here without the advice or consent of the people to preside over the Courts.

The Prescott Courier suggests that armed men be employed by Yavapai county to board trains on the A. & P. road, and induce travelers to stop over there instead of going to California. This would be an original method of securing immigrants were it not that the arms suggested are pamphlets and newspapers containing descriptions of the county, its resources and climate.

Commissioner Sparks, of the general land office, has received from the surveyor-general of Arizona the report of his action on the application made to his office for a preliminary survey of the old Peralta private land claim in this Territory, which embraces 40,000,000 acres. The surveyor general declines to entertain the application, for the reason that congress had withheld from his office the usual appropriation for the investigation of private land claims, and as an investigation would be necessary in this case, the application is denied. This claim was discussed at length by Commissioner Sparks in his annual report for 1885, and it is believed by the Commissioner that he fully established its fraudulent character.

Charles Goodnight, one of the oldest range cattle breeders in America, an eminently practical man, and one whose opinion is of the greatest value, writes the following in a private letter, "Yours of August 31st just received, as I have been away from home and just returned from Chicago and Kansas City. As regards your question—good, fat steers are now doing fairly well. It does not matter so much about the weight, so they are fat. I feel satisfied that fat steers will bring a better price late this fall than now. I shall hold back my cattle as long as they are fattening and then run all that are good. You are all but certain to see a better market next June and July—better than there has been in three years."

About a year ago the Tombstone Stockgrowers' Association took steps towards having a book printed containing all the brands of members. The matter was held in abeyance until the meeting on Wednesday last, when by resolution unanimously adopted the entire matter and data were turned over to the publishers of the EPITAPH, who expect to issue in about thirty days a complete brand-book for this county and the territory adjoining. It will be most comprehensive and of incalculable benefit to the stockmen. Five hundred copies will be issued, and a limited number of pages will be reserved for advertisers. While practically endorsed by the Tombstone Stockgrowers, in scope it will not be confined to any association, but will be general in its character, and to use a hackneyed expression, will supply a long-felt want.

Such is fame. A cable dispatch dated Liverpool, September 30, says:

The Tombstone coach, belonging to the "Mexican Joe" Combination, while parading at a galloping pace through the street of this city to-day, capsized. The members of the band were scattered upon the stone pavements in all directions, and four of them were so badly injured that they had to be taken to a hospital. The band instruments were all smashed.

Then Bill Nye, who has recently been interviewing the Duke of Marlborough for the New York World, says:

I found the duke seated on a low ottoman, clad in a loosely fitting costume of pajamas. It was so loose and negligé that it was on the tip of my tongue to ask him if his mother made it for him out of his father's old pajamas, but I suddenly remembered that I was in Newport and not in Tombstone, Arizona, and I restrained myself.

And thus it is our dismally named town catches it on both sides of the Atlantic.

Judge John P. Rae, who was elected Commander-in-Chief of the Grand Army of the Republic at the St. Louis Encampment, is a native of Pennsylvania. He was born in Chester county, Oct. 13, 1840. In 1861 he left school to enlist in an Ohio cavalry regiment, and participated in the battle of Shiloh, Perryville, Stone River, Chickamauga, Mission Ridge, and from Chattanooga to Atlanta—never being absent from his command. He was promoted to the captaincy of his company for meritorious conduct on the field before the close of the war. At the expiration

of his term he resumed his studies, and after graduating with honors he returned to his native state and then returned to Minneapolis, becoming editor of the Daily Tribune. Subsequently he engaged in the practice of his profession and was elected Judge of the Probate Court, serving one term, and declining a re-election because his regular practice insured a more remunerative field. He is the senior member in the law firm of Rae & Kitchell.

The Engineering and Mining Journal, taking its text from the EPITAPH, has received a report from the Tortilla mines which is anything but flattering. That well-known leading journal vouches for the reliability of its expert, who says: "There is not enough ore in sight to run a 20-stamp mill for a week. The five-stamp mill runs only day shift, and the mines are unable to keep even that supplied, so when they get out of ore they work their tailings over again. It is unnecessary for me to say that the notices in the local papers of Superintendent Elmore bringing in bars of silver weighing 215 pounds, etc., is all in the scheme. No such production has never been obtained from the mine." This report will be published in full in the EPITAPH next week, and will prove mighty interesting reading matter for the Tombstone Prospector, Tucson Citizen and Star and Florence Enterprise, which have prostituted their columns in aid of this gigantic swindle.

We admire the Tombstone EPITAPH for its fearless exposure of the Tortilla Mining Company. The EPITAPH makes a very strong arraignment of the company and its methods. The day has come when wildcat mining schemes should be put down, and the press of the Territory should be a unit in denouncing them, but unfortunately it is not.—Globe Silver Belt.

TIMBER LAND ENTRY.

(ISABELLA M. DWYER.)
A married woman, who by the laws of the State is authorized to purchase and hold realty as a feme sole, and independently control her separate property, is entitled to make land purchase under the act of June 3, 1878.

Acting Secretary Muldrow to Commissioner Sparks, July 18, 1887.
Isabella M. Dwyer made timber land entry No 6335 August 7, 1884, of the NE 1/4 of Sec. 15, T. 14 N., R. 1 E. Humboldt, California, after submitting proper proof according to law.

On September 7, 1885, Special Agent B. F. Bergen reported that the claimant was not qualified to make the entry, she being a married woman.

Upon this report you held said entry for cancellation, and allowed the entryman sixty days in which to apply for a hearing.

In accordance with said direction the entryman filed her application for a hearing, setting forth the fact that she is a married woman, and was such at the date of entry; that in June 1876, she was made a sole trader by a decree of the court under the laws of California, that she has been and now is doing business as a sole trader; that she now, and for a great many years last past, has supported herself and family by her own exertion; that she entered said land for no sole and separate use and benefit, but not for the use and benefit of any other person; that she purchased said land with her separate money, and that her husband has no interest in or claim upon the purchase money aforesaid.

Upon the receipt of this protest, you, by letter of February 15, 1887, held that hearing was not necessary, as the entryman admitted the facts upon which said entry was held for cancellation, to wit, that she was a married woman at the date of said entry, and thereupon you again held said entry for cancellation, subject to the right of appeal, which is now before me.

As the laws of California permit a married woman to purchase and hold realty as a feme sole, and to control and manage her separate property, free from all and any interference from her husband, I am of opinion that the entryman in this case is entitled to purchase under the act of June 3, 1878. Nor does the fact that the entryman has, since making said entry disposed of the claim, afford sufficient proof of bad faith to warrant the cancellation of the entry. She swears that she did not directly or indirectly make any bargain or sale, or agreement to sell and convey said land to any one prior to making final proof, but that she entered said land for her own use and benefit, and not for the benefit of any other person.

The special agent presents no fact indicating fraud but recommends the cancellation of the entry solely on the ground that "the entryman was a married woman, and not qualified to make entry."

Your decision is reversed, and you will approve the same for patent.

Experiments with canigre for tanning purposes seem on the increase. During the Fair a small sample of two hundred pounds of the root was sent to a Chicago firm to experiment with. This proved so satisfactory that the firm sent for two thousand pounds to make a practical working test with. This was shipped them on Tuesday by W. F. Shedd.—Mesilla Democrat.

Mr. R. H. Paul is out with a smelter proposition that promises fair for all concerned. He is the owner of a thirty-two water-jacket, together with engine, boiler and all the appurtenances, of a good smelter plant. This he proposes to bring to Tucson and put in first-class working order. To do so, however, will necessarily entail considerable expense, \$5000. This amount he wishes to borrow from the citizens.

MILITARY NOTIONS OF LAW.

(From San Francisco Chronicle.)

General Howard has sent a second telegram to Governor Sulick of Arizona. This time he informs him that "no troops can lawfully be used in civil process, so that injudicious action brings war." This telegram does not read very smoothly, but it may be presumed to mean that troops cannot aid the authorities, as such action on the part of the military brings on war.

The General, commanding the division, does not seem to understand the situation. The facts are, briefly, these: Eskiminzin and some of his followers, who are not reservation Indians at all, committed depredations in Arizona. The Sheriff of Pinal County, undertook to arrest them, but they resisted, and made their way to the San Carlos reservation. Thereupon the Sheriff notified the authorities at San Carlos that he would go with a posse to arrest the Indians who had committed the outrages, and asked the aid of the military in making the arrest. The facts were telegraphed to this city, and an officer was sent from San Carlos to Arivaipa, where the arrest was proposed to be made. When the Sheriff got there, he was permitted to arrest six of the Indians, but Chief Eskiminzin, and some of the others, had fled. It is for the capture of these that Sheriff Fryer asks the aid of the military, which, General Howard says, the law cannot permit him to have.

The most elementary treatise on law would show General Howard that the military were not asked to be used in civil service. The arrest of these men is a branch of criminal, not civil, procedure, and it is certainly within the spirit, if not the precise letter of the duties of the troops in Arizona, to co-operate with the authorities of the Territory, in compelling the Indians to obey the laws, or in punishing them if they disobey. Arizona is partly under civil and partly under military government, and there would be just as much reason in the citizens refusing to aid the military to capture Indians who had escaped from the reservation, as for the military to refuse to aid the officers of the law in enforcing the laws against Indians who are not reservation Indians.

Nor is it entirely clear that General Howard's position is supported by the letter of the law. The Revised Statutes of the United States provide that superintendents, agents and sub-agents, shall endeavor to procure the arrest and trial of all Indians accused of committing any crime, offense, or misdemeanor, and that the President may direct the military force of the United States to be employed in the apprehension of such Indians. It would certainly seem as if the law was ample to cover the request of Sheriff Fryer, and that General Howard laid down the law unadvisedly, to Governor Sulick.

It is true that it may not be very agreeable to the military to form a part of a Sheriff's posse, but the peace of the Territory, and the enforcement of the law, is of much greater consequence than the proud stomach of the officers of the regular army. They are but the servants of the people, after all, and they should be willing to do whatever is required of them, consistent with honor, and settle questions of etiquette and precedence after the marauding Indians are caught and lodged in some safe place of confinement.

SULPHUR SPRING VALLEY.

Will Be Made to Bloom and Prosper in the Future.

This princely domain is situated in Southern Arizona, and forms a large and valuable portion of both Cochise and Graham counties. The Reclamation company formed in this city for the purpose of introducing the sub-irrigation process throughout Arizona have determined to operate largely in that section. We are familiar with that valley, and it is our opinion that the introduction of this admirable process of irrigation will work a social revolution in that section of country. The Sulphur Spring valley, from the Arivaipa canyon to the Sonora line, is upwards of one hundred miles, with an average width of eighteen miles, with an abundance of water near the grass roots; in fact, in many places it comes bubbling to the surface. The town of Wilcox, one of the most progressive and prosperous towns of Cochise, is situated in this valley, and should this system of sub-irrigation be adopted, it would tend in no small degree to build up that ambitious little burg. It is needless for us to remark that large tracts of land, held by corporations for cattle ranges, or otherwise, is of little benefit to the community in which they are held. Any honorable means whereby such lands can be cultivated and opened up to settlers should be fostered and assisted in its operation. The time and the opportunity, we think, has arrived, and by the adoption and operation of the methods above mentioned, of getting water upon this land, thousands of happy homes can be made on this now lonely prairie. The Gazette, whose ambition is to assist every natural and legitimate effort made in behalf of the advancement of Arizona, is desirous of witnessing the magical transformation which this feasible method would surely bring about. The millions of idle acres on which roam at will thousands of fat cattle, could, by a small outlay, be made to bloom and blossom. We are prepared for the howl of indignation from men who occupy vast tracts of land in maintaining large herds of cattle—but as matter of simple justice these men must surrender to the demands of public policy and "progress." The schoolhouse, with its quota of happy children, surroun-

ded by prosperous farms and contented people, is of vastly more importance to our Territory than numberless herds of corporation cattle. This is no fancy picture, but one we sincerely hope to witness at no distant day.—Phoenix Gazette.

The best butter in town at Wolcott's The J. H. White brand.

F. N. Wolcott's Cash Store is now ready for business at the new location in the Otis building, on Fremont street, near the Postoffice. The choicest and freshest groceries at the lowest cash prices.

Notice.
On and after April 1st, weekly ice tickets will be sold for \$1 and upwards. Ice to weekly customers will not be delivered without tickets.

SOUTHWESTERN ICE CO.
Wolcott buys and sells for cash and hence cannot be undersold.

New Store.
Paul Bahn is offering to the people of Tombstone and the county in general, some of the best bargains in groceries and liquors ever offered in this county. His stock is new fresh and desirable canned goods, wines, candles, in fact every thing sold in a first class grocery store is being sold by him at Fairbank prices.

We are now prepared to draw drafts direct, issue letters of credit, and transfer money by mail, and cable, on all points of Europe, Asia, Africa and Australia.

R. W. WOOD,
Cashier
Bank of Tombstone

Climax chewing tobacco only 50 cents a plug at the Willows cigar store.

Mineral Surveyor.
U. S. Deputy Mineral Surveyor and City Engineer, surveys, maps and reports on mines a specialty. All work performed at reasonable prices. Land surveys and applications made promptly. Best of references given.

H. B. MAXSON,
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Hicks & Walker are furnishing the trade with a superior article of soda and sarsaparilla. They are also importers of all kinds of mineral water.

The celebrated J. H. White butter can be bought only at Wolcott's. This is its edge.

Occidental Hotel.

This is the only first-class hotel in Tombstone. It is handsomely furnished with all modern improvements. Travelers who stop at this house will find every comfort and attention. Private rooms for commercial travelers at reasonable rates. A splendid billiard table and a card room. The bar is supplied with pure brands of wines, liquors and cigars.

\$400 REWARD.

The above named reward will be paid by Troop G, 4th U. S. Cavalry, Fort Bowie, Arizona, for the apprehension and conviction of the murderer of William C. Drake, (late private of said troop) at Sulphur Springs, Arizona, on the 29th of September, 1887.

GEO. WILLIAMS,
Sergeant.

Notice of Transmuted Homestead Proof.

(Homestead Application No. 213.)

UNITED STATES LAND OFFICE,
TUCSON, ARIZONA, Sept. 20, 1887.
Notice is hereby given that the following named settler has filed notice of his intention to make final proof in support of his claim, and that said proof will be made before the Register and Receiver of the U. S. land office at Tucson, Arizona, on the 10th day of November, 1887, viz: Simon Madrid of Tres Alamos, Arizona, for the W 1/2 of the N E 1/4 and E 1/2 N W 1/4 Sec 21, Twp 16 S R 20 E, Gila and Salt River meridians.

He names the following witnesses to prove his continuous residence upon, and cultivation of, said land, viz: Romaldo Torres, Pablo Horcasitas, Miguel Rosa, Felix Ruiz, all of Tres Alamos, Arizona.

A. D. DUFF, Register.

Notice of Homestead Proof.

(Homestead Application No. 175.)

UNITED STATES LAND OFFICE,
TUCSON, ARIZONA, Sept. 29, 1887.
Notice is hereby given that the following named settler has filed notice of his intention to make final proof in support of his claim, and that said proof will be made before the Register and Receiver of the U. S. land office at Tucson, Arizona, on the 22d day of November, 1887, viz: Jesus Diaz of Tres Alamos, A. T., for the W 1/2 and N E 1/4 of SW 1/4 and SW 1/4 of N W 1/4 Sec 32, Twp 15 S R 20 E.

He names the following witnesses to prove his continuous residence upon, and cultivation of, said land, viz: Antonio Grijalva, J. D. Allen, Antonio Condeana, Roman Pacheco, all of Benson, Arizona.

A. D. DUFF, Register.

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Charleston, A. T. jol2-1y

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Grant's Memoirs.
Tilden's Speeches.
Logan's Memoirs.
Pioneer Times of California.
Porter's Incidents of the Civil War.
Mrs. Custer's Boots and Saddles.
Government Reform.
U. S. Civil Service Reform.

Henry George's Social Problems.
Henry George's Protection and Free Trade.
Williams' Middle Kingdom.

Mark Twain's Innocents Abroad.
Mark Twain's Roughing It.
Mark Twain's Tom Sawyer.
Mark Twain's Prince and Pauper.
Mark Twain's Life on the Mississippi.
Mark Twain's Huckleberry Finn.

Sassara Lying Club.
Waverly Novels.
Miss Cleveland's Book.

Bret Hart's Maraja.
Bret Hart's Snow-Bound at Eagles.
Bret Hart's Shore and Ledge.
Bret Hart's Luck of Roaring Camp.

Lovell's Firebird Travels.
Howell's Indian Summer.
Howell's Rise of Silas Lapham.
Howell's "A Woman's Reason."
Howell's "The Minister's Charge."

Marion Crawford's Mr. Isaacs.
Marion Crawford's American Politician.
Marion Crawford's Zoroaster.
Marion Crawford's Tale of a Lonely Parish.

Lew Wallace's Fair God.
Lew Wallace's Ben Hur.

Henry James' Princess Casamassima.
Maude Howe's San Roarior Ranch.
Craddock's Prophet of the Great Smoky Mountains.

Craddock's In the Clouds.
Mrs. Burnett's Through One Administration.
Stockton's The Late Mrs. Null.

Hammond's Lal.
Helen Campbell's Mrs. Herndon's Income.

Howard's One Summer.
Mrs. Ward's "Miss Brotherton."
Helen Jackson's Zeph.

Robert Grant's Knave of Hearts.
Carey's For Lillias.

Mrs. Dahlgren's Lost Name.
Thompson's Love Extreme.
Green's Hand and Ring.

Howe's Moonlight Boy.
Hardy's Wind of Destiny.
Rose Terry Cook's Sphinx Children.

McClendall's Oblivion.
Jewett's Country Doctor.

Pendleton's Conventional Bohemian.
Mary Foote's John Bodewin's Testimony.
Hamilton's One of the Duanees.
Keenan's Trajan.

S. O. Jewett's A Marsh Island.
Baylor's On Both Sides.

Perine's Wayside Gleanings.
Story's Fiammetta.

Van Vort's Without a Compass.
Hay's Story of Margaret Kent.

Aldrich's Marjorie Daw.
Wendell's Rawkels Remains.

Wendell's Duchess Remains.

The New King Arthur.
Astor's Valentine.

Edna Lyall's Donovan.
Sheldon's Salamambo.

Valera's Pepita Xmenez.

Balsac's Duchesse De Langasse.
Balsac's Pere Goriat.

Balsac's Cousin Pons.
Feuille's Alletie.

Zola's L'Assommoir.

Mrs. Wister's Lady with the Rubies.

Mrs. Wister's Violetta.
Manzon's The Betrothed.

Arthur's Window Curtains.
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A Romantic Young Lady.
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